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In the Claims

Please amend claims 5-6 and 12 as follows.

Claims 1-2 (Canceled)

3. (Previously presented) A transformed plant cell having a nucleic acid molecule which comprises:

(A) an exogenous promoter region which functions in said cell to cause the production of a mRNA molecule, wherein said promoter nucleic acid molecule comprises SEQ ID NO: 1 or a complement thereof, which is linked to

(B) a structural nucleic acid molecule encoding a protein or peptide; which is linked to

(C) a 3' non-translated sequence that functions in said cell to cause termination of transcription and addition of polyadenylated ribonucleotides to a 3' end of said mRNA molecule.

4. (Canceled)

5. (Currently amended) A transformed plant ~~comprising a cell~~ according to claim 3, wherein said plant cell is a dicot plant cell.

6. (Currently amended) A transformed plant ~~comprising a cell~~ according to claim 3, wherein said plant cell is a monocot plant cell.

7. (Previously presented) A transformed plant having a nucleic acid molecule which comprises:

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(A) an exogenous promoter region which functions in a plant cell to cause the production of a mRNA molecule, wherein said promoter nucleic acid molecule comprises SEQ ID NO: 1, or a complement thereof, which is linked to

(B) a structural nucleic acid molecule encoding a protein or peptide; which is linked to

(C) a 3' non-translated sequence that functions in a plant cell to cause termination of transcription and addition of polyadenylated ribonucleotides to a 3' end of said mRNA molecule.

8. (Canceled)

9. (Original) The transformed plant according to claim 7, wherein said plant is a dicot.

10. (Original) The transformed plant according to claim 7, wherein said plant is a monocot.

11. (Canceled)

12. (Currently Amended) A substantially purified nucleic acid molecule ~~according~~, wherein said nucleic acid molecule comprises a nucleic acid sequence having between 100% and 70% identity with a nucleic acid sequence of SEQ ID NO: 1 or a complement thereof.

13. (Previously presented) A substantially purified nucleic acid molecule according to claim 12, wherein said nucleic acid molecule comprises a nucleic acid sequence having between 100% and 80% identity with a nucleic acid sequence of SEQ ID NO: 1 or a complement thereof.

14. (Previously presented) A substantially purified nucleic acid molecule according to claim 13, wherein said nucleic acid molecule comprises a nucleic acid sequence having

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between 100% and 90% identity with a nucleic acid sequence of SEQ ID NO: 1 or a complement thereof.

15. (Previously presented) A substantially purified nucleic acid molecule according to claim 14, wherein said nucleic acid molecule comprises a nucleic acid sequence having between 100% and 95% identity with a nucleic acid sequence of SEQ ID NO: 1 or a complement thereof.

16. (Previously presented) A substantially purified nucleic acid molecule according to claim 15, wherein said nucleic acid molecule comprises a nucleic acid sequence of SEQ ID NO: 1 or a complement thereof.

17. (Previously presented) The substantially purified nucleic acid molecule according to claim 12, wherein said nucleic acid molecule further comprises a region having a single nucleotide polymorphism.

18. (Previously presented) The substantially purified nucleic acid molecule according to claim 12, wherein said nucleic acid molecule further comprises a promoter or partial promoter region.

19. (Previously presented) The substantially purified nucleic acid molecule according to claim 18, wherein said promoter region comprises a CAAT cis element and a TATA cis element and an additional cis element.

20. (Previously presented) The substantially purified nucleic acid molecule according to claim 16, wherein said nucleic acid molecule consists of a nucleic acid sequence of SEQ ID NO: 1 or a complement thereof.